

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
RESPONSE UNDER RULE 116  
EXPEDITED HANDLING PROCEDURES

In re Patent Application of  
FERGUSON  
Serial No. 09/459,979  
Filed: December 14, 1999  
Title: PHARMACEUTICAL COMPOSITION CONTAINING INHIBITORS OF  
INTERFERON-GAMMA  
Assistant Commissioner for Patents  
Washington, DC 20231



Atty Dkt. 39-196  
C#/M#  
Group Art Unit: 1646  
Examiner: Jiang, D.  
Date: September 10, 2002

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TECH CENTER 1600/2900  
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Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

**Fees are attached as calculated below:**

Total effective claims after amendment	<b>0</b>	minus highest number			
Previously paid for	<b>20</b>	(at least 20) =	0	x \$ 18.00	\$ 0.00
Independent claims after amendment	<b>0</b>	minus highest number			
Previously paid for	<b>3</b>	(at least 3) =	0	x \$ 84.00	\$ 0.00
If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)					\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this Paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months)					\$ 0.00
Terminal disclaimer enclosed, add \$ 110.00					\$ 0.00
<input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$740.00) <input type="checkbox"/> Please enter the previously unentered , filed <input type="checkbox"/> Submission attached					<b>SUBTOTAL</b> \$ 0.00
If "small entity," then enter half (1/2) of subtotal and subtract <input type="checkbox"/> Applicant claims "small entity" status. <input type="checkbox"/> Statement filed herewith					-\$ 0.00
Rule 56 Information Disclosure Statement Filing Fee (\$180.00)					\$ 0.00
Assignment Recording Fee (\$40.00)					\$ 0.00
Other:					<b>0.00</b>
					<b>TOTAL FEE ENCLOSED</b> \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.  
By Atty.: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

FERGUSON

Atty. Ref.: 39-196

Serial No.: 09/459,979

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For: PHARMACEUTICAL COMPOSITION CONTAINING INHIBITORS OF  
INTERFERON-GAMMA

\* \* \* \* \*

September 10, 2002

AMENDMENT UNDER RULE 116

Hon. Commissioner of Patents  
and Trademarks  
Washington, DC 20231

Sir:

This is in response to the Office Action dated April 10, 2002, in the above matter, a Notice of Appeal having been filed on August 12, 2002. Kindly amend the above-identified application as follows.

IN THE CLAIMS:

~~Cancel~~ claims 44 and 45 without prejudice.

REMARKS

Reconsideration of this application and entry of the foregoing amendments are respectfully requested.